

NUMBER 30, 1933

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the House and of Her Majesty's Government to the
 memorandum relative to the Eastern question trans-

Q. And he was traveling along there once?

to have been scattered over the country for miles.

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The COLONIAL TREASURER, having defended the general character of the magistracy of the colony, expressed his reasons for voting against the Bill, on the ground that it was an infringement of the Royal Prerogative.

Mr. DARVELL, having replied at some length on a division, the Bill was lost by a majority of 16 to 12, and the House adjourned at half-past six until Tuesday next.

It is admitted on all hands, that amongst many social improvements introduced by British legislation during the present century, the system of cheap and uniform postage is pre-eminent. Coupled with the wondrous increased facilities for conveyance which have been simultaneously introduced by science, the system has been brought as near to perfection as can well be imagined.

We speak of the system as it exists in the United Kingdom, where legislation and industry have combined to raise it to a pitch of excellence which our grandfathers would have deemed altogether utopian. We may speak of it in terms of high congratulation regarding the extension of its benefits to the Australian colonies. During the last five years the colony of New South Wales has enjoyed the benefits of liberal postal legislation; and during the last two years the whole Australian group has enjoyed the supplemental benefit of a communication with the parent country by steam.

How the system has worked in our colony may be judged by the facts stated in other evening in the Legislative Council by the POSTMASTER-GENERAL. These facts have already appeared in our columns, but we need apologise for re-stating them here in a lucid form. The periods given are the first months in the respective years.

| MAILED. | Received. | Despatches. |
|-----------|-----------|-------------|
| 1852..... | 304..... | 676 |
| 1853..... | 314..... | 670 |
| 1854..... | 1199..... | 1321 |

| LETTERS. | | |
|---|---------|----------------------------------|
| Received. | | Despatched. |
| 1852 | 41,774 | 32,000 |
| 1853 | 101,053 | 73,352 |
| 1854 | 140,875 | 136,721 |
| The same mode of comparison shows that the number of letters received had been more than trebled by fifteen thousand, and the number despatched more than doubled by nearly thirty-three thousand. | | |
| NEWSPAPERS. | | |
| Received. | | Despatched. |
| 1852 | 58,146 | 72,245 |
| 1853 | 129,168 | 172,418 |
| 1854 | 158,698 | 239,935 |
| We here see that the number of newspapers received from abroad within the last period exceeded the number received within the first by no fewer than 100,552, or at the rate of one hundred and seventy-three per cent.; and that the number despatched to foreign countries within the last period exceeded the number despatched within the first to the enormous extent of 187,692, or at the rate of two hundred and sixty per cent. | | |
| No doubt these great increases in our epistolary and newspaper communications are in no small degree attributable to our increase in population and in wealth; but it is quite fair to ascribe a considerable share of the merit to our postal improvements. | | |
| Let us now glance at the results of our new system as they have affected the revenue. The reduction in our rates of postage was opposed in some quarters on the ground that it would cause a heavy loss to our exchequer. Let the following figures testify to the truth. The Uniform Rate of Postage Act came into operation on the 1st of January, 1850, so that the revenue of the first of the subjoined years was derived from the old rates. | | |
| POST OFFICE REVENUE. | | |
| 1849 | | £15,462 |
| 1850 | | 13,646 |
| 1851 | | 18,174 |
| 1852 | | 20,252 |
| 1853 | | 18,714 |
| 1854 | | 23,776* |
| It is here seen, that, with the single exception of the first year, the revenue under the low rate has throughout shown an advance on that under the high. The amount of postage received in the present year (even assuming the receipts of the six months) to be no greater than those of the six months of the high rates, received in 1849, the last year of the high rates, by £8300, or upwards of fifty per cent. | | |
| Thus do official statistics, not less than the personal experience of all classes of the community, attest the wisdom of our system of postal reform. | | |
| There still remain, however, two desiderata, namely, cheap and uniform postage between colony and colony, and between the colonies and the United Kingdom. We might have mentioned a third, cheap and uniform postage between all parts of the civilised world. We do not despair of seeing even this grand achievement carried out; but we are now speaking more particularly of the postal system within the dominions of Great Britain. | | |
| It is due to the Government of Sir CHARLES FITZ ROY to say that nothing has been wanting on His Excellency's part to bring about a cheap and uniform system of intercolonial postage. The printed correspondence between this colony and those of the other Australasian colonies is, indeed, creditable to them all. While the GOVERNOR-GENERAL evinces an earnest desire to effect a good understanding and a cordial co-operation in this important department of their common interests, the respective LIEUTENANT-GOVERNORS respond to His EXCELLENCY's wishes in the most liberal spirit. But, alas, in one instance the good intentions of the Executive have been frustrated by the disgraceful narrowmindedness of the Legislature. The colony of Victoria has had the meanness to pass an Act raising the rates of postage where they had been reduced, and re-imposing them where they had been entirely taken off! Shame upon such retrogressive, such barbaric legislation as this. For their own sake, for the sake of the general convenience of the colonies, and, let us add, for the sake of the British name, it is to be hoped that the constituents of Victoria will demand, as with one voice and voice, the repeal of that infamous enactment. | | |
| Our own Legislature are passing a measure of a widely different character, its object being to realise both the desiderata above adverted to. The Imperial Government have invited the co-operation of the colonies for this noble purpose, and we trust that each of the others will comply with the invitation as cordially and as promptly as ourselves. And let us indulge the hope, that this procedure will be a stepping-stone towards that magnificent consummation—an Ocean Penny Postage all over the world. | | |
| * From abroad. | | * To foreign countries received. |
| * Estimated by doubling the revenue received in the first six months of this year. | | |

the printer, and it will be the precursor of those more extended reforms, which are invariably followed upon the general and enlightened principles which have of late been applied to that great social institution, the Post Office.

The 4th clause of this Bill also contains a very liberal amelioration in the law, allowing as it does parcels open at both ends, containing proof sheets or revives of any publication, or manuscripts for publication, to be charged with the reduced rates provided in the 8th section of the Postage Act of 1851.

We were rejoiced to see that the only clause which at all interferes with the general tenor of liberality which pervades this Act was expunged. We allude to the 8th clause, which rendered all newspapers posted to any place in the city or town where such newspaper might be published subject to a charge of one penny. This might have been a convenient provision. To imagine that newspaper proprietors would have chosen to alter the or the distribution of their newspapers would be simply ridiculous; but why a private party residing in the city might not send a paper free to a friend in the city, whilst he could send it to New England without charge, is more than we can understand.

There was no doubt a revenue in this clause of that hankering to make a trace out of a postal tax on newspapers, which still prevails in some departments of the Government. We hope the spirit displayed last night will put down this desire for ever. The colonists will not have their newspapers taxed, and are quite prepared to pay the expenditure of the Post Office department for the conveyance of newspapers out of their own resources.

On the 1st instant, we announced that, in consequence of the increased price of paper and labour, the subscription to this journal would be slightly increased also. We are glad to find that this step has met with the approval and hearty concurrence of our friends, and that some establishment has been expressed that the terms of subscription were not long since augmented.

The *Sydney Morning Herald* is the oldest established newspaper in this colony. Its first number was issued, as a small weekly journal, on the 18th of April, 1831, and before the termination of that year it was at the existing, in point of circulation, of the then existing Sydney papers. About twelve months afterwards, viz., on the 17th of May, 1832, the size was increased, and it was issued on Monday and Thursday. On the 1st of July, 1833, the *Sydney Herald* commenced publishing three times a week, another enlargement having taken place, the price being 10s. 6d. in town and 12s. 6d. in the country, and the page numbers reduced. As a daily paper, it was first issued on the 1st of October, 1840. Soon afterwards its name was changed to the *Sydney Morning Herald*, and its price fixed at 15s. in town, and 7s. 6d. in the country—single copies 6d. each. The circulation continued to increase year after year, and its contemporary papers, one by one, were all given up. In 1851, the town and country subscription was qualified, the terms for both being fixed at 15s., and the charge for single copies reduced to 3d. After this day, as our readers are aware, the subscription will be 20s. per quarter, and non-subscribers will be charged 6d. per copy.

During all these years the daily issue of the *Herald* has been increasing, and there are one or two instances of papers in the colony, in a recent position, which we may be pardoned for diverting to. It was the first newspaper in the southern portion of the world to which hand-printing machinery was applied, and it was also the first to which the power of steam was made available in this colony, for reasons which have been previously stated. The average of its daily issue for the last quarter has been 6620, or 39,720 per week—giving an annual circulation of two millions, seventy-two thousand and sixty. Thus showing a larger number than is printed by ten out of the twelve London daily journals, viz., the *Morning Herald*, *Daily News*, *Morning Post*, *Morning Chronicle*, *Public Ledger*, the *Sun*, the *Express*, the *Globe*, the *Shipping Gazette*, the *Standard*. It is confidently believed that the issue of the *Herald* exceeds by upwards of fifty per cent. the whole of the other Sydney journals—both daily and weekly; and has more than doubled its circulation, and has been competed with by a daily contemporary.

The consumption of paper for the *Herald* is more than twenty-six reams of double demy per day, or about eight thousand two hundred and eighty-eight reams per annum; and the entire weight is three hundred and twenty-three thousand two hundred and thirty-two pounds.

We have not been tempted into these statements from an improper motive; but as it seems to have become the fashion, both here and at Melbourne, to indulge in personal encoiumiums, we see no great harm in showing the high position in which the *Herald* has been placed by the kindness of its patrons and friends.

The return of the number of newspaper stamps, at present issued to newspapers in the United Kingdom, in 1851, 1852, and 1853, has been laid before the House of Commons. The following is the return of the newspapers published in London, in 1852 and 1853, arranged according to the manner of publication:—

| | 1852. | 1853. |
|----------------------------|------------|------------|
| PUBLISHED DAILY. | | |
| The Times | 13,522,000 | 15,599,728 |
| Morning Advertiser | 2,272,902 | 2,268,185 |
| Standard | 491,000 | 635,000 |
| Daily News | 1,238,551 | 1,168,168 |
| Morning Post | 823,150 | 872,126 |
| Morning Chronicle | 712,000 | 712,000 |
| Public Ledger | 176,000 | 132,000 |
| DAILY EVENING. | | |
| <i>Sun</i> | 834,000 | 675,840 |
| Express | 675,725 | 652,683 |
| Evening Standard | 501,000 | 635,000 |
| Shipping Gazette | 403,000 | 519,000 |
| Standard | 407,000 | 424,000 |
| THREE TIMES A WEEK. | | |
| Evening Mail | 765,000 | 750,000 |
| Evening Standard | 401,000 | 424,000 |
| Evening News | 101,000 | 60,000 |
| TWICE A WEEK. | | |
| Record | 369,500 | 378,500 |
| London Gazette | 240,000 | 225,000 |
| Register | 157,760 | 151,066 |
| WEEKLY. | | |
| City and Westminster News | 5,879,525 | 4,616,624 |
| London Weekly News | 2,049,203 | 4,148,023 |
| News of the World | 1,312,550 | 5,664,800 |
| Illustrated London News | 2,222,000 | 2,222,000 |
| Weekly Dispatch | 2,000,000 | 1,771,018 |
| Illustrated Times | 1,297,125 | 1,507,729 |
| Illustrated News | 1,131,000 | 1,389,000 |
| British Weekly | 621,000 | 620,000 |
| British Weekly Messenger | 430,000 | 430,000 |
| FUNDS. | | |
| Observer | 395,000 | 395,500 |
| Guardian's Chronicle | 333,270 | 386,000 |
| Era | 390,000 | 374,400 |
| Illustrated London News | 441,000 | 426,000 |
| Mark Lane Express | 228,000 | 240,000 |
| Examiner | 228,000 | 240,000 |
| Illustrated News | 421,125 | 421,125 |
| British Banner | 195,375 | 202,363 |
| Illustrated News | 143,125 | 143,125 |
| Western Times | 147,710 | 154,000 |
| Lady's Newspaper | 200,000 | 200,000 |
| Nonconformist | 149,170 | 147,000 |
| Illustrated News | 149,170 | 147,000 |
| ALPHABETICALLY. | | |
| Register | 146,000 | 146,000 |
| London | 116,000 | 120,000 |
| People's Banker's Gazette | 100,000 | 100,000 |
| John Bull | 110,000 | 95,000 |
| United Service Gazette | 110,000 | 95,000 |
| Illustrated News | 81,000 | 88,200 |
| Herald's Journal | 121,004 | 82,125 |
| Illustrated News | 82,125 | 82,125 |
| BUILDER. | | |
| Builder | 68,315 | 77,250 |

| | | |
|---------------------------------|---------|---------|
| Civil Service Gazette | 5,000 | 25,250 |
| London Mercantile Record | 55,000 | 41,250 |
| London Standard | 44,000 | 40,000 |
| Pawnbrokers' Gazette | 10,000 | 10,000 |
| Church and State Gazette | 41,000 | 39,000 |
| Christian Spectator | 26,678 | 27,600 |
| Journal of Commerce | 21,966 | 27,500 |
| Courier | 10,000 | 10,000 |
| Literary Gazette | 31,255 | 23,900 |
| London Standard | 50,000 | 40,000 |
| British Army Dispatch | 20,000 | 24,450 |
| London Standard | 25,5 | 21,000 |
| London Standard | 10,000 | 10,000 |
| London Mercantile Journal | 19,000 | 15,500 |
| London Standard | 20,750 | 15,500 |
| Weekly Reporter | 10,000 | 15,500 |
| Anti-Slavery Reporter | 15,470 | 12,600 |
| London Standard | 10,000 | 10,000 |
| Circular to Bankers | 11,000 | 4,500 |
| London Standard | 10,000 | 10,000 |
| Colonial Church Chronicle | 5,750 | 4,500 |
| Railway News | 2,600 | 440 |
| Article | 134,700 | 135,050 |
| London Standard | 10,000 | 10,000 |
| Publishers' Circular | 61,500 | 17,550 |
| London Standard | 10,000 | 10,000 |
| Allen's Lane Mail | 26,150 | 36,100 |
| London Mail | 26,150 | 36,100 |
| Religious Gazette | 143,400 | 143,400 |
| Co. any Chronicle | 67,500 | 70,000 |
| London Standard | 10,000 | 10,000 |

* Those papers marked by an asterisk (*) possess a large circulation exceeding of their stamps, which are only issued for the purpose of raising the revenue.

* The stamps issued to the *Atlas* include the edition for India.

decedingly, and hesitatingly, one question of labourers' deduction of the 10,000 men as requested at the beginning of the year. As we have entered so fully into the subject, I will announce in an article which we have republished in another issue, that the Council say that nothing has transpired to induce us to change the figures. The expenses of the cholera we have estimated £15,000, including £4000 asked on loan by the Council, and £11,000 asked of the Government. The Immigration Committee was read in Council in connexion with this subject. The Committee are of the opinion of the Secretary of State that it would be unpropitious to the savings of past years, for the purpose of defraying any extraordinary and unanticipated expenditure; but as the unforeseen expenses lately entailed by cholera and the high rates for the passage of immigrants had drawn largely on application to the Home Government to supply the appropriated balances to the liquidation of expenses then necessitated by the cholera, if the revenue should be sufficient to defray the expenses of the year, the 10,000 men, additional taxes, and the introduction of the abate the influx of Indian labour so necessary to the colony. I will honor the Officer administering the Colony. He requested to point out to the Secretary of State the impolicy of such Immigration, and it is hoped that he will take upon himself to instruct the Immigration agents to send down the full complement of 10,000 men, the passage of whom the Council recommended in the above manner, so that the colony by additional taxation on the revenue may be met.

"This Report was adopted by the Council without any discussion and will no doubt meet the wishes of the Government; if so, the payment of the expenditure for cholera will be defrayed out of the reserve and thus leave a current revenue men requested.

"The Council of Agriculture intend to petition the Imperial Government against the changes in the sugar duties. They have asked whether any steps had been allowed to introduce any extra number of Indian planters require through the Government at the expense of the colony.

"The Mauritius Church Association held its annual meeting on the 7th August, when after reporting the progress of its labours, the question of the education of the children of the Indian population was alluded to. It was decided to petition the Government, having practical has been done to carry out this much desired object."

LEGISLATIVE COUNCIL.

FRIDAY.

THE SPEAKER took the Chair at twenty minutes past three o'clock.

THE COLONIAL SECRETARY withdrew the notice of motion standing on the table. That the Council resolves that the Commissioners for the city of Sydney, appointed under the Act, 17 Victoria, No. 10, should pay a rate of three shillings in the pound, for the half-year from 1st July to 31st December, for such rate to be computed on the existing valuation of city property in order to give a fresh notice.

THE COLONIAL SECRETARY moved for the ABOLITION ACT. The notice of motion was read. That the Council do amend the Sydney Corporation Abolition Act, 17 Victoria, No. 33. The object of the Bill was to make certain improvements in reference to watering the streets and to ask whether any steps had been allowed to introduce any extra number of Indian planters require through the Government at the expense of the colony.

THE MAURITIUS CHURCH ASSOCIATION held its annual meeting on the 7th August, when after reporting the progress of its labours, the question of the education of the children of the Indian population was alluded to. It was decided to petition the Government, having practical has been done to carry out this much desired object."

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THE SPEAKER took the Chair at twenty minutes past three o'clock.

CITY RATE.

THE COLONIAL SECRETARY withdrew the notice of motion standing in his name,* & said The Council resolves that the Commissioners for the city of Sydney, appointed under the Act, 17 Victoria No. 33, shall and may levy a rate of three shillings in the pound, for the general purposes of the said city, for the year commencing on July to 31st December, 1894; such rate to be computed upon the estimated valuation of city property.* In order to give a fresh notice.

SYDNEY CORPORATION ABOLITION ACT.

MR. SYDNOR moved for leave to bring in a Bill to amend the Sydney Corporation Abolition Act, 17 Victoria No. 33. The object of the Bill was to make certain improvements in reference to watering the streets of the city; to give power to the Commissioners to employ men, to employ men to water the streets when necessary, or to employ men to assist the city rate, upon the inhabitants, and to make other improvements in reference to the lighting of the city, &c.

BILL INTRODUCED, and read a first time.

SAVINGS' BANK AT MORETON BAY.

MR. SMITH, seeing the Colonial Secretary in his place, wished to ask him whether any steps had been taken in answer to a resolution concerning the establishment of a Savings' Bank at Brisbane.

THE COLONIAL SECRETARY thought that to establish a branch of the Sydney Savings' Bank at Moreton Bay would be attended with great inconvenience; but he did not think it would be impossible to have in the establishment of a local Savings' Bank in that district. They could appoint trustees, and the funds collected would be under their own management, which would be the best story.

SAND DRIFTS.

MR. PARKES begged leave to postpone the motion standing in his name, in reference to the printing of the report of the Sand Drifts Commission, by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

CARTERS' BILL.

MR. NICHOLS begged leave to bring in a Bill for the regulation of carters plying for hire in the city of Sydney.

Leave granted, **BILL** introduced, and read a first time.

On the motion of **MR. NICHOLS** the Bill was ordered to be printed, and its second reading fixed for next Tuesday fortnight.

MAITLAND ROAD TRUST BILL.

MR. NICHOLS moved, that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

Motion postponed.

JURIES OF THE PEACE BILL.

MR. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony in a better position than they were at home. This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present members of the peace, which might lead him to explain more in detail how things were at home. He had, however, no intention of drawing the attention of the House to individual cases, his only object being to raise the general character of the magistracy throughout the country districts, and he was confident there were circumstances which rendered the selection of Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts they were not called upon to exercise power was entrusted into their hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and who were called upon to defend them, and so far they have the exercise of their power almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the present mode of selecting Justices in the country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases where the parties were not personally before them, as a class, engaged, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant, and a case which, in principle, was precisely what they ought to do, and yet, after all, they were involved a few days later; when, perhaps the party whose case they had decided against a day or two before was sitting on the bench. It was difficult to see how this could happen, and he might be called to clash places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as far as the law was concerned, in which the parties concerned have already been tried in his court a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the places of magistrates, and the practice followed in England was one which was well adapted. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by the leisure they had at their command to discharge the duties of justice. In England the difficulty of obtaining such assistance arose from the number of persons who were qualified and who might appear to have claims to the distinction. There was also another consideration. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the police force, and he was anxious to draw attention to, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings which brought before them. From the material point of view, he was anxious to see that the magistrates were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the clerks of the bench. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to preserve to be the same it was evident that they had a right to assume that the appointments should proceed from the same source.

THE COLONIAL SECRETARY withdrew the motion then standing in his name, "That this Council resolves, that the Commissioners for the city of Sydney, appointed under the Act, 17 Victoria, No. 33, shall and may levy a rate of three shillings in the pound, for the general purposes of the said city, for the year ending on the 31st day of March, 1869, at the rate of 18s. 6d. per acre, and such rate to be computed on the existing valuation of city property," in order to give a fresh notice.

SYDNEY CORPORATION ABOLITION ACT.

Mr. NICHOLS moved for leave to bring in a Bill to amend the Sydney Corporation Abolition Act, 17 Victoria No. 33. The object of the Bill was to make certain improvements in reference to watering the streets of the city; to give power to the Commissioners, and to the Corporation, to open up water streets when necessary, and to the inhabitants, and to make other improvements in reference to the lighting of the city.

Bill introduced, and read a first time.

SAVINGS' BANK AT MORETON BAY.

Mr. SMITH, seeing the Colonial Secretary in his place, wished to ask him whether any steps had been taken, by the Colonial Secretary, for the establishment of a Savings' Bank at Brisbane:

The COLONIAL SECRETARY thought that to establish a branch of the Sydney Savings' Bank at Brisbane would be a great inconvenience; but he did not see that there were any objections in the establishment of a local Savings' Bank in that district. They would appoint trustees, and the funds deposited would be under their own management, which would be most satisfactory.

SAND DRIFTS.

Mr. PARKES begged leave to postpone the motion standing in his name, in reference to the printing of the Sydney City Council's report, by Mr. H. By sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

CARTERS' BILL.

Mr. NICHOLS begged leave to bring in a Bill for the regulation of carters plying for hire in the city of Sydney.

Leave granted, Bill introduced, and read a first time.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday fortnight.

MAILROAD TRUST BILL.

Mr. NICHOLS moved, that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

Motion postponed.

JUSTICES OF THE PEACE BILL.

Mr. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in the country districts on a par with those in the city. This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present country magistracy, which might lead him to explain more in detail why he was so anxious to have had, however, no intention of drawing the attention of the House to individual cases, his only object being to raise the general character of the magistracy in the country districts, which he considered to be no doubt as to the great importance of this question—of the great importance which was involved in the appointment of fit and proper persons to act as Justices of the Peace in the country districts. He said that there were circumstances which rendered the selection of Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that the country districts were appointed at home country districts, very large and irresponsible power was entrusted into their hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and they were not bound to give a verdict, but to report them, and so far they have the exercise of their power almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the present mode of selecting Justices of the Peace in the country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases which might be considered as petty, but, as a class, engaged, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant and a case which, in principle, was precisely the same as that which would be given if it were involved a few days after; when, perhaps the party whose case was adjudged a day or two before was sitting on the bench. He would state that the magistracy, as a class, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as a day or two before, in which the people were sitting. He was, therefore, very much concerned, in which the people were sitting, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant and a case which, in principle, was precisely the same as that which would be given if it were involved a few days after; when, perhaps the party whose case was adjudged a day or two before was sitting on the bench. He would state that the magistracy, as a class, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as a day or two before, in which the people were sitting. 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He was, therefore, very much concerned, in which the people were sitting, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant and a case which, in principle, was precisely the same as that which would be given if it were involved a few days after; when, perhaps the party whose case was adjudged a day or two before was sitting on the bench. He would state that the magistr

found, for the general purposes of the said city, and such rate to be from the 1st of July to 31st December, 1854; such rate to be levied on the rateable value of the real estate of city property." in order to give a fresh notice.

SYDNEY CORPORATION ABOLITION ACT.

Mr. NICHOLS moved for leave to bring in a Bill to amend the Sydney Corporation Abolition Act, 17 Victoria No. 33. The object of the Bill was to make certain improvements in reference to watering the streets of the city; to give power to the Commissioners, at their discretion, to employ men to water the streets, and to give power to the Mayor, in addition to the city rate, to make an improvement, and to make other improvements in reference to the lighting of the city, &c.

Bill introduced, and read a first time.

SAVINGS BANK AT MORTON BAY.

Mr. SMITH, seeing the Colonial Secretary in his place, wished to ask him whether any steps had been taken in answer to a memorial praying the establishment of a Savings Bank at Sydney;

The COLONIAL SECRETARY thought that to establish a branch of the Sydney Savings Bank at Brisbane would be attended with great inconvenience; but he did not see that there would be any difficulty in the establishment of a Savings Bank at Morton Bay district. They could appoint trustees for the collection would be under their own management, which would be much more satisfactory.

Mr. PARKES **SAND DRAFTS.**

Mr. NICHOLS moved for leave to postpone the motion standing in his name, in reference to the printing of the petition respecting the damage done to property by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

CARTERS' BILL.

Mr. NICHOLS begged leave to bring in a Bill for the regulation of carters plying for hire in the City of Sydney.

Leave granted. Bill introduced, and read a first time.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday.

MAITLAND ROAD TRUST BILL.

Mr. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

UNPAID JUSTICES OF THE PEACE BILL.

Mr. DARVALL moved the second reading of this Bill. In making the motion he would state that his intention was to bring the Justices of the Peace in this colony on the same footing as the Justices at home. This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present Court of Justices, and he was not prepared to explain more in detail why this Bill was called for. He had, however, no intention of drawing the attention of the House to individual cases, his only object being to raise the general character of the magistracy in this colony. He was not prepared to say that there be no doubt as to the great importance of this question—of the great importance which was involved in the appointment of fit and proper persons to act as justices in this colony. And he was not prepared to say that the circumstances which rendered the selection of Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the colony they were appointed to exercise the full power was entrusted into their hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and watch proceedings; there was no public prose to record evidence, and the result of the proceedings was left almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and that was, that the decisions were not in themselves corrupt, they were open to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but in the nature of things, bound to be prejudiced. He did give, a verdict in favor of a plaintiff or defendant, and a case which, in principle, was precisely the same as one in which they might be involved a few days after when, perhaps, the same witnesses would be called and adjudged a day or two before was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to challenge with the magistrates, and the result would be upon the merits of the functions of a Justice in the very same matter, as far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter to supply any sufficiently qualified persons to fill the places of magistrates, and the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to sit on the bench by the law; they had at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified to sit on the bench by the law, and were considered to be qualified to sit on the bench by the law, and the distinction. There was also another consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates were not appointed by the law, but by the clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and he would say that the clerk of the bench from which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was necessary to require the due care should be taken in the selection of the magistrates in the country. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to supply the want of a magistracy, and as they had a right to assume that the appointments should proceed from the same source.

[illegible][illegible]

Bill introduced, and read a first time.

MR. SMITH, acting as Secretary in his place, wished to ask him whether any steps had been taken in answer to a memorial praying the establishment of a Savings Bank at Brisbane;

MR. KING, MR. SEYMOUR thought that to establish a branch of the Savings Bank at Brisbane would be attended with great inconvenience; but he did not see that there would be any difficulty in the establishment of a local Savings Bank in that district.

MR. SMITH said that the money for the funds collected would be under their own management; it would be much more satisfactory.

MRS. DRIFTS.

MR. PARKES begged leave to postpone the motion standing in his name.

MR. KING said that in consequence of the petition respecting the damage done to property by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

CARTERS' BILL.

MR. NICHOLS begged leave to bring in a Bill for the regulation of carters plying for hire in the city of Sydney.

MR. KING, MR. BULL introduced, and read a first time.

On the motion of **MR. NICHOLS** the Bill was then ordered to be printed, and its second reading fixed for next Tuesday.

MAITLAND ROAD TRUST BILL.

MR. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

UNPAID JUSTICES OF THE PEACE BILL.

MR. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony more in debt to the Government than at home. This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present members of the peace, which might lead him to explain more in detail the reasons why he thought so. It had, however, no intention of drawing the attention of the House to individual cases, his only object being to raise the general character of the magistracy of the colony. He would say, he thought, he should be no doubt as to the great importance of this question of the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that the Government had been very successful in the selection of Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irreparable mischief was entailed upon the community. In the Courts in which they presided they reigned almost alone. There were no lawyers to protect defendants, and watch proceedings; there was no public press to record their proceedings, and no public opinion to exercise power almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were erroneous, and led, as they would be, to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases which they were, perhaps not personally, but as Justices, engaged in. They might give a verdict, they did give a verdict, in favor of a plaintiff or defendant, and a case which, in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps, the case would be brought before a Judge, and adjudged a day or two before was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former could be called upon to exercise the same functions as the latter. He would say, as far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter, and he would not properly qualify persons to fill the places of magistrates, but the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were not qualified to discharge the duties of magistrates at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified, who might appear to have claims to the distinction. The Government, therefore, in considering to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates were not persons who were called upon to sit at the clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the procedure. He would say that in the country districts, from which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was most necessary that due care should be taken in the selection of persons to fill the places of magistrates. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to afford assistance to the public, and as they had a right to assume that the appointments should proceed from the same source.

of a Savings Bank at Brisbane ;

MR. PARKES SECRETARY thought that to establish a branch of the Savings Bank at Brisbane would be attended with great inconvenience ; but he did not see that there would be any difficulty in the establishment of a local Savings Bank in that district ; and he thought that the funds collected would be under their management, which would be much more satisfactory.

SAND DRIFTS.

MR. PARKES begged leave to postpone the motion standing in his name until Tuesday next, on the petition respecting the damage done to property by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

MARTER'S BILL.

MR. NICHOLS begged leave to bring in a Bill for the regulation of carts plying for hire in the city of Sydney.

Leave granted. Bill introduced, and read a first time.

On the motion of MR. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday fortnight.

ROAD TRUST BILL.

MR. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

UNPAID JUSTICES OF THE PEACE BILL.

MR. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony on a footing of equality with those in England. This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present commission of the peace, which might lead him to explain some of the reasons of his course. As he had, however, no intention of drawing the attention of the House to individual cases, his only object being to raise the general character of the magistracy throughout the colony. There could, he thought, be no doubt as to the importance of this question—of the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that the present mode of selecting the Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsibility was thrown upon the hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and watch proceedings; there was no public press to report and expose any abuse of power; and the power almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were ever called in question, it was owing to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but as cases, engaged. They might give a verdict, but they did give, in their decisions, in favor of one party or another, and a case which, in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps, the case would be brought before them, and adjudged a day or two before was sitting on the case. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same powers as the latter. As far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult case, and they might have properly called persons to fill the places of magistrates, but the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education to be able to do justice at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified, who might appear to have claims to the distinction. There was no other consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates were very few, and they were indeed the clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the procedure. He would say that he was not at all sure from which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was most requisite that due care should be taken in the selection of persons to fill the places of magistrates. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to do justice, and as the law was so simple, they had a right to assume that the appointments should proceed from the same source.

the establishment of a local savings' Bank in that district, and the appointment of trustees, and the funds collected would be under the management, which would be much more satisfactory.

MR. PARKES' SAND DRIFTS.

Mr. PARKES begged leave to postpone the motion standing in his name until Tuesday next, on the petition respecting the damage done to property by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

MR. PARKES' MATTERS' BILL.

Mr. NICHOLS begged leave to bring in a Bill for the regulation of carts plying for hire in the city of Sydney.

The Bill was read, and introduced, and read a first time.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday fortnight.

MR. NICHOLS' ROAD TRUST BILL.

Mr. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

UNPAID JUSTICES OF THE PEACE BILL.

Mr. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony, and in making it, he was at home.

This was the great object he had in view, but in saying this, he must also add that he was not without information respecting the composition of the present commission of the peace, which might lead him to explain the reasons for the great importance of this question—the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that he was not at all in the hands of the Government in the selection of Justices of the Peace in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsibility was cast upon the Government. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and watch proceedings; there was no public press to report them, and no public opinion to control the power almost uncontrolled by any expression of public opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were carried into execution, it was owing to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but in cases, engaged in, and they might give judgment, but they did give judgment, in every case, in favour of the defendant, and a case which, in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps, they would be the ones who would be adjudged a day or two before was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same jurisdiction as the latter. And as far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter, and it was very properly called for persons to fill the places of magistrates, and the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to exercise the functions of magistrates, and at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified, who might appear to have claims to the distinction. The consideration of the Government was to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates were very few, and they were indeed the clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the procedure, and he would say that it was from the bench from which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was most requisite that due care should be taken in the selection of persons to fill the places of magistrates. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to afford assistance to the magistrates, and they had a right to assume that the appointments should proceed from the same source.

Mr. DARVALL begged leave to postpone the motion till Tuesday next. The speaker said he would support the petition respecting the damage done to property by sand drifts at Strawberry Hill, until Tuesday next.

Motion postponed.

JUSTICES' BILL.

Mr. NICHOLS begged leave to bring in a Bill for the regulation of criers plying for hire in the city of Surrey.

Leave granted. Bill introduced, and read first time.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday.

MAITLAND ROAD TRUST BILL.

Mr. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed till Tuesday next.

Motion postponed.

UNPAID JUSTICES OF THE PEACE BILL.

Mr. DARVALL moved the second reading of this Bill. The motion he would state that its main object was to be Justice of the Peace in the colony on the same footing as they were at home. This was the great object he had in view, but in saying so, he must also add that he was not without important considerations in his mind. He was in favour of the commission of the peace, which might lead him to explain more in detail why this Bill was called for. He had, however, no intention of drawing the attention of the House to the subject of the appointment to raise the general character of the magistracy throughout the country. There could, he thought, be no doubt as to the great importance of this question, and he would venture to say that the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the subject of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible power was intrusted into their hands. It was in cases in which the President might regard almost supreme. There were no lawyers to protect defendants, and watch proceedings; and there was no public press to report them, and so far they have the exercise of their power without any check. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were erroneous, the only advantage which could do give, a verdict in favor of a plaintiff or defendant, and a case which, in principle, was precisely the same as one in which they might have arrived at a different result.

perhaps the party whose case had been adjudged a day or two before was sitting on the bench. In fact the decision of the plaintiff, as the case may be, might be called to change places with the magistrate. There was also another objection to the functions of a Justice in the very same matter, as far as the law was concerned, in which the parties interested might have adjudicated in his own case. There was no objection to the selection of a single matter in this colony to select properly qualified persons to fill the places of magistrates, and the practice here was precisely the reverse of that in England. There was no objection to the selection of a single person, particularly in the country districts, who were qualified by education and by the leisure they had at their command to discharge the functions of magistracy. There was no objection to the selection of a single person from the number of persons who were qualified and who might appear to have claims to the distinction. There was also another consideration to be taken into account. The magistrates in the interior were not, unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks or benches in the discharge of their duties, and he would venture to say that the only advantage generally speaking, was an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the materials from which they were selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of persons to fill the places of magistrates. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to be preserved to be the same as it was in England, they had a right to be the same as the appointments should proceed from the same source.

Mr. NICHOLS begged leave to bring in a Bill for the regulation of clerks plying for hire in the city of Sydney.

Leave granted, Bill introduced, and read a first time.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday fortnight.

THE RAILROAD TRUST BILL.

Mr. NICHOLS moved that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

Motion postponed.

THE JUSTICES OF THE PEACE BILL.

Mr. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in the country on the same footing as they were at home. This he would do by the removal of the restriction on the trial, he must also add that he was not without information respecting the composition of the present commission of the peace, which might lead him to expect that the details of this Bill was called for. He had, however, no objection to the composition of the House to individual cases, his only object being to raise the general character of the magistracy throughout the country. There could, he thought, be no question as to the great importance of this question of the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the exercise of justice in this colony a matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible work was thrown upon their hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and watch proceedings; there was no public press to report them, and so far they have the exercise of their office in their own hands. They were, in his opinion whatever there was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were appealed, they were appealed, they were to the imputation of being so. They were called upon frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently receive the same imputation. There was, however, and a case which, in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps, the country where they were sitting was adjudged law or two before was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same jurisdiction as the latter. As far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to sit on the bench, and his own practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to sit on the bench, and he was called upon at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates were not only called upon to discharge the duties of clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and he would say that the clerk of the bench from which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was more requisite that due care should be taken in the selection of the clerk of the bench. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to preserve the peace in the country, and as they had a right to assume that the appointments should be procured from the same source.

On the motion of Mr. NICHOLS the Bill was then ordered to be printed, and its second reading fixed for next Tuesday fortnight.

MR. NICHOLSON AND ROAD TRUST BILL.

MR. NICHOLSON said that the further consideration in Committee of the Maitland Road Trust Bill be postponed until Tuesday next.

MOTION POSTPONED.

JUSTICES OF THE PEACE BILL.

MR. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony on the same footing as they were at home. He would not say that he was not in favour of the institution, he must also add that he was not without information respecting the composition of the present commission of the peace, which might lead him to explain more in detail why this Bill was called for. He would say that the present commission of the peace of the House to individual cases, his only object being to raise the general character of the magistracy throughout the country. There could, he thought, be no objection to the Bill, and he would not mention of the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the selection of persons to be the Justices in this colony matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible work was thrown upon their hands. In the Courts in which they presided they reigned almost supreme. There were no lawyers to protect defendants, and watch proceedings; there was no public press to report them, and so far they have the exercise of their powers in a way which was not subject to any opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were ever called in question, they were open to the imputation of being so. They were called upon frequently, perhaps more frequently, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently receive a great deal of criticism. There was also a case which, in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps, the same party who was called upon to adjudicate, say two or three weeks was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same powers as the latter. It was, therefore, as far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to act as Justices of the Peace, and the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few persons, particularly in the country districts, who were qualified to act as Justices of the Peace, and indeed at their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to be considered for the office, and in this case no consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates, as very little business was done in the Courts, clerks of benches to discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and he would say that the clerk of the bench, in which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was more requisite that due care should be taken to secure the services of a clerk of the bench. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to preside in the sessions of the Court, and they had a right to assume that the appointments should be made from the same source.

Motion postponed.

UNPEACEDNESS OF THE PEACE BILL.

MR. DARVALL moved the second reading of this Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony on the same footing as they were at home. He would not go into details in view, but in saying this, he must also add that every Justice of the Peace was a Justice of the Peace in the eyes of the law. In the information respecting the composition of the present commission of the peace, which might lead him to explain more in detail why this Bill was called for. He would state that the House of Commons, the only object being to raise the general character of the magistracy throughout the country. There could, he thought, be no objection to a greater enhancement of the position of the great importance which was involved in the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the present position of the magistracy in this colony a matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible duties were thrust upon their heads. In the Courts in which the President, they required almost supreme powers. There were no lawyers to protect defendants, and watch proceedings; there was no public press to report them, and so far they have the exercise of their powers almost uncontrolled. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were ever afterwards brought in question, they were open to the imputation of being influenced by local feelings, frequently, perhaps most corruptly, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently receive votes of a party, and in some cases, in some cases and a case which in principle, was precisely the same as one in which they might be involved a few days after; when, perhaps the party who was the defendant, or the plaintiff, or the defendant, or the plaintiff, sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same powers as the latter. There was, so far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to act as Justices of the Peace. The difficulty here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to act as Justices of the Peace. It was their duty to their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to be considered for the office. In this colony, on the other hand, consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in many respects. These magistrates were of very little assistance indeed to the clerks of benches. The magistrates, in fact, their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings. In the country districts, on the other hand, it was the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to protect the country, and as the country was so large, they had a right to assume that the appointments should proceed from the same source.

Bill. In making the motion he would state that his main object was to put Justices of the Peace in this colony on the same footing as they were at home. He would not say the greatest object he had in view, but in saying this, he must not be understood as having any special information respecting the composition of the present commission of the peace, which might lead him to explain more in detail why this Bill was called for. He would say that the object of the Bill was to give the members of the House to individual cases, his only object being to raise the general character of the magistracy throughout the country. There could, he thought, be no doubt as to the great importance of the question, and he would say that he was a strong advocate of the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible power was entrusted into their hands. It was in the cases in which the magistrate was almost omnipotent. There were no lawyers to protect defendants, and trial proceedings; there was no public press to report them, and so far they have the exercise of their power almost uncontrolled. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to imputation and suspicion, which almost necessarily, frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently give a verdict for one side or the other. The law and the case which, in principle, was precisely the same as one in which they might be involved a few days after when, perhaps the party whose case had been decided, might be sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the same power as the latter. The only remedy so far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to exercise the duties of magistrates. There was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to exercise the duties of magistrates. It was their command to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the office, and the only remedy was to increase the number to be taken into account. The magistrates in the interior were very unlike the magistrates of England in another respect. These magistrates received a very little assistance indeed from the clerks of benches to discharge their duties, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and he would say that in the country districts, in which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken to select persons of the highest quality for the duty. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to preserve the peace, the same would be true if they had a right to select the appointments should be made from the same source.

information respecting the composition of the present Commission of the peace, which might lead him to explain more in detail why this Bill was called for. He was a strong supporter of drawing the members of the House to individual cases, and he was very anxious to raise the general character of the magistracy throughout the country. There could, he thought, be no doubt as to the great importance of this question, and of the importance which always attached to the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the selection of persons to fill the office of Justice a matter of peculiar responsibility. There was no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible power was entrusted into their hands. In the future the Government might have to exercise more opinion whatsoever. There was also another objection to the jurisdiction of magistrates in these remote country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to the charge of partiality, and were frequently, perhaps more frequently, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently give, a verdict in favour of a plaintiff or a defendant, and in favour of people, precisely the same as one in which they might be involved a few days after when, perhaps the party whose case had been decided might appear and sit on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be very anxious to exercise the functions of the latter. The very same was the fact if the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the office of Justice, and the same was here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified to perform the duties of Justices, and the great commands to discharge the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the office, and the great number of persons who were called on to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates performed very little assistance indeed to the clerks of benches in their duty, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and who would be able to assist them in the manner which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken to select persons of the highest quality. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to perform the duties of the assizes, and as they had a right to assume that the appointments should be made from the same source.

to raise the general character of the magistracy throughout the country. There could, he thought, be no doubt as to the great importance of this question, and he was not at all disposed to doubt the appointment of fit and proper persons to act as Justices in this colony. And he would venture to say that there were circumstances which rendered the selection of Justices in this colony more important than responsibility for the same. He would doubt that when Justices were appointed for the country districts, a very large amount of irresponsible power was entrusted into their hands. In the Courts of the metropolis, the Justices almost always were, and there were no lawyers to protect defendants, and watch proceedings; there was no public press to report them, and so far they have the exercise of their powers unchecked by any expression of public opinion whatever. The only check on their objection to the jurisdiction of magistrates in their remote country districts, and it was this—that if their decisions were not in themselves correct, they were open to the consideration of the Court of Queen's Bench, frequently, perhaps most frequently, to adjudicate in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently give, a verdict in favor of a plaintiff or defendant, and in the case of a plaintiff, the plaintiff would get the same as one in which they might be involved a few days after; when, perhaps the party whose case and been adjudged against is still sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same manner, and in the very same conditions. The public purse interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to act as Justices, and he was not at all sure there was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by leisure to undertake the duties and the functions of magistrates. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the magistracy, and the only embarrassment was the selection to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed, the clerks of benches in the metropolis had their duty, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings, and he would say that in the country districts, in which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken of the proceedings in the metropolis. There was some difficulty in saying what was the duty under which the magistracy of the country was at present selected; but as the object of the magistracy was to preserve the peace, and as it was his duty, they had a right to assume that the appointments should proceed from the same source.

Justices in this colony. And he would venture to say that there were circumstances which rendered the selection of Justices of the Peace in this colony peculiarly objectionable. There were, in the first place, no doubt that when Justices were appointed for the country districts, a very large amount of irresponsible power was entrusted into their hands. In the Courts which they presided they reigned as supreme. There was no appeal from their decisions, no review of their proceedings; there was no public press to report them, and so far they have the exercise of the power almost uncontrolled by any expression of public opinion. In the country districts, the Justices were not under the jurisdiction of magistrates in those remote country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to the charge of being arbitrary. They were often frequently, perhaps, frequently, to judge, in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant, not in the same way in which a jury would do, but the same as one in a plain fit which they might be involved a few days after; when, perhaps the party whose case had been decided against him, would be standing before the Court again, and the same bench would be in the fact the defendant or the plaintiff, the case may be, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as the latter had done in the first instance. A person interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the places of magistrates. There was here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by the leisure they could devote to the discharge of public duty. The magistrates in England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the office. There was also the same embarrassment to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance from the bench, and they were not so much of the bench, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings. In the country districts, however, it was not so, which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken that the persons selected should be of a high class. There was some difficulty in saying what was the system under which the magistracy of the country was appointed; but as the object of the magistracy was to protect the people to be the same it was that they had a right to be the same, and that appointments should proceed from the same source.

country districts, a very large amount of irresponsible power was entrusted into their hands. In the Courts in which they presided they reigned almost supreme. They were not subject to any regular supervision or watch proceedings; and there was no public press to report them, and so far they have the exercise of their power almost uncontrolled by any expression of public opinion. These magistrates were called upon to exercise the jurisdiction of magistrates in these remote country districts, and it was this that if their decisions were not in themselves correct, they were open to the imputation of being so. They were called upon to decide the most important and delicate cases in cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently did give, a verdict in favor of a plaintiff or defendant, and in the same way in criminal cases, and in the same way as one which they might be involved a few days after; when, perhaps the party whose case had been adjudged a day or two before was sitting on the bench, and the case which he was now to decide might be, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as if he was not the same person. In cases of this kind, if interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to be the country magistrates, and this was the reason why we had so many of the kind that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by the leisure they had to devote to the duties of such a functionary. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the magistracy. There was also some embarrassment arising from the intermixture of the magistracy. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of the bench, and they were not so well qualified, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings before him. From the country districts, however, in which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken to select persons of the highest attainments. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to provide to be the same as it was in England, they had a right to be the same as the appointments should proceed from the same source.

report them, and so far they have the exercise of their power almost uncontrolled by any expression of public opinion or magistracy. There was also another objection to the justice of the country districts, and it was this—that if their decisions were not in themselves corrupt, they were open to the imputation of being so. They were called upon to decide on the merits of the cases, and in the great majority of cases in which they were, perhaps not personally, but as a class, engaged, and they might give and frequently did give, a verdict in favor of the plaintiff or defendant, as the case which, in principle, was preferred. The award of a verdict in such cases, they might be involved a few days after; when, perhaps the party whose case had been adjudged a day or two before was sitting on the bench. The magistrate, in the exercise of his office, might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as the latter had done, and in the same case. It is not interesting might be adjudged in his own case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the places of magistrates, and the greater the number of magistrates, the greater the embarrassment arose from the very few persons, particularly in the country districts, who were qualified by education and by the leisure they had to devote to the duties of such an office. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the office. There was also another consideration to be taken into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of the bench, and the clerks of the bench, and he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to the matters of form in the proceedings before them. From the fact of the country districts, in which the clerks of the bench in this country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken to select persons of a different class. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to provide for the same as the appointments they had a right to the same source.

sions were not in themselves corrupt, they were open to the imputation of being so. They were called upon frequently, perhaps daily, to adjudge cases, and, as a class, engaged, and they might give, frequently did give, a verdict in favor of a plaintiff or defendant, and a case which, in principle, was precisely the same as one which had been decided before. They were involved a few days after; when perhaps the party whose case had been adjudged a day or two before was sitting on the bench. The magistrate might be asked the question, "How did you do," might be called to change places with the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as before, as to what was concerned, in which the plaintiff or defendant might have been the same, and the case a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the places of magistrates, and the practice of the courts might be somewhat defective. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by the leisure they had for their country duties to discharge the functions of a magistrate. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the distinction. There was also another consideration. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of the bench, and the clerk of the bench, if he would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the magistrates, however, the clerk of the bench in the interior was generally selected; it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in selecting the clerk of the bench. There was some difficulty in saying what was the system under which the magistracy of the country was put present selected; but as the object of the magistracy was to put persons to the same test as the appointments they had a right to make, it was the same source

did give a verdict in favor of a plaintiff or defendant, and a case which, in principle, was precisely the same as one which they might have decided a few days after, and perhaps the party whose case had been adjudged a day or two before was sitting on the bench. In fact the defendant or the plaintiff, as the case may be, might be called to change places with the magistrate, and the case might be brought before the functions of a Justice in the very same matter, as far as the law was concerned, in which the parties interested might have adjudicated in his own case a day or two before. No doubt it was a very difficult matter in the colony to select properly qualified persons to fill the country magistracies, for the practice here was precisely the reverse of that in England. Here the embarrassment arose from the very few people, particularly in the country districts, who were qualified by education and by the leisure they had to devote to the study of the law, to fill the magistracies. In England the only embarrassment which arose was from the number of persons who were qualified and who might appear to have claims to the distinction. There was also another consideration to be taken into account. The country magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of benches in the discharge of their duties, and would say that the clerk of the bench should, properly and rationally, be selected from the country. The magistrates as to all matters of form in the proceedings brought before them. From the materials from which the clerks of benches in the country were generally selected, it was quite clear they were not of a high order of intellect, and, therefore, it was the more requisite that due care should be taken in the selection of the magistrates of the country. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but, as the object of the magistracy was to supply the want of the English magistrates, they had a right to assume that the appointments should proceed from the same source.

In adjudged a day or two before was sitting on the bench. It was the defendant or the plaintiff, as the case may be, who was called upon to appear before the magistrate, and the former would be called upon to exercise the functions of a Justice in the very same matter, as far as the law was concerned, in which the parties were concerned. I have never known a magistrate sit a day or two before. No doubt it was a very difficult matter in this colony to select properly qualified persons to fill the places of magistrates, and the practice here was precisely the reverse of that which was followed in England, from the vastness of the country, and few people, particularly in the country districts, who were qualified by education and by the leisure they had at their command to discharge the functions of magistrates. The persons who were called upon to discharge such arose was from the number of persons who were qualified and who might appear to have claims to the distinction. There was also another consideration. It would be an enormous task for the magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of the courts, and the persons who were called upon to discharge the duties of the clerk should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the materials from which I have gathered, it is not possible to say that the persons generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of persons to fill this office. It was also, I was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to be presided to be the same as it was in England, they had the right to select the appointments should proceed from the same source.

far as the law was concerned, in which the parties interested might have adjudicated in his own case as a magistrate, he was not a magistrate. The subject-matter in this colony to select properly qualified persons to fill the places of magistrates, and the practice here was precisely the reverse of that in England. The magistrates were not only embraced in the same class of people, particularly in the country districts, who were qualified by education and by the leisure they had at their command to discharge the functions of magistrates, but they were from the number of those who were qualified and who might appear to have claims to the distinction. There was also another considerable difference to be taken into account. The magistrates in the colonies were not, as in England, the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of benches in the discharge of their duties, and they were not, as in England, the clerks of the courts, really speaking, being an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the materials from which the magistrates were selected, and from the manner in which they were selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the persons to be appointed. There was some difficulty in ascertaining what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy was to be presided to be the same as it was in England, they had a right to be appointed to the appointments should proceed from the same source.

Here was precisely the reverse of that in England. Here the embarrassment arose from the very few persons who were qualified by education and by the leisure they had at their command to discharge the functions of magistrates. In England the only embarrassment which was felt was that of the too great number of persons who might appear to have claims to the distinction. There was also another consideration to be taken into account. The magistrates in the interior of the country were like the magistrates of England, in another respect. These magistrates received very little assistance indeed from the clerks of benches in the discharge of their duties, and were obliged to perform the duties of the clerk himself speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the materials from which the country magistrates were usually selected, it was quite clear that they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates of the country. The system was the same as that of the metropolitan system under which the magistracy of the country was at present selected; but as the object of the magistracy must be presumed to be the same as it was in England, they had to be appointed to the appointments should proceed from the same source.

trates, in England the only emblem-arrangement was from the number of persons who were qualified, and no other title or claims of distinction. There was another consideration to appear into account. The magistrates in the interior were very unlike the magistrates of England, in another respect. These magistrates received very little assistance indeed from the country gentlemen in the discharge of their duties. He would say that the clerk of the bench should, generally speaking, be an officer who could advise with the magistrates as to all matters of form in the proceedings brought before them. From the materials from which the clerks of benches in the country were generally chosen, it was quite clear that they were not well calculated to afford that assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates of the country. There was some difficulty in saying what was the system under which the magistracy of the country was put together; but, the object of the inquiry was not to be presumed to be the same as in England they had a right to assume that the appointments should proceed from the same source.

gistrates in the interior were very unlike the magistrates in the country. In another respect the magistrates received very little assistance, indeed from the clerks of benches in the discharge of their duties, and he would say that the clerk of the bench should, generally speaking, be a person of some education. The magistrates were to all matters of form in the proceedings brought before them. From the materials from which the clerks of benches in the country were generally selected, it was not to be expected that they were able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates of the country. There was no objection to the magistrates of the country under which the magistracy of the country was at present selected; but as the object of the magistracy must be presumed to be the same as it was in the provinces, the same care should be taken in the selection of the magistrates should proceed from the same source.

ally speaking, be an officer who could advise with the magistrates as to all matters of form in the procedure. The highest bench in France was the *Parlement de Paris*, in which the clerks of benches in the country were generally selected, it was quite clear they were not of a class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates of the country. There was some difficulty in saying what was the system under which the magistracy of the country was appointed, but it must be presumed to be the same as it was in England they had a right to assume that the appointments should proceed from the same source.

class able to afford this assistance, and therefore it was the more requisite that due care should be taken in the selection of the magistrates of the country. There was some difficulty in saying what was the system under which the magistracy of the country was at present selected; but as the object of the magistracy must be presumed to be the same as it was in England they had a right to assume that the appointments should proceed from the same source.

present selected; but as the object of the magistracy must be presumed to be the same as it was in England they had a right to assume that the appointments should proceed from the same source.

[illegible][illegible][illegible]

1. The first part of the document is a title page. It contains the title "The Role of the State in the Development of the Economy" and the author's name "John Maynard Keynes".

CONCENTRATED LONDON MALT VINEGAR

Warranted free from sulphuric and every other kind of Acid.

The great bulk of the ordinary vinegars of commerce, as produced in this country, are made from malted barley, and contain a small quantity of sulphuric acid, which is merely used, in the concentrated form, in which it is now for the first time introduced into the market, to facilitate its addition in the proportion before directed, to produce the London Malt Vinegar.

The object of concentration is twofold.

In the first place, to supply a vinegar of the usual strength, in which the sulphuric acid (the so-called oil of vitriol) is generally added, not usually for the purpose of increasing the strength of the vinegar, but to prevent decomposition, to which in its ordinary state it is always liable. The quantity of sulphuric acid is sometimes varied for other purposes. In the present concentrated form this liability to decomposition is removed, and the addition of sulphuric acid rendered quite unnecessary, and it is consequently the purest and most wholesome vinegar that can be made.

In the second place, it has long been a desideratum to a pure Concentrated Malt Vinegar that would keep good in any climate, and be equally adapted for use in all the countries, and subsequent transit to the Interior; one that would not be liable to decomposition, and which would not be so liable to adulteration as the ordinary article now in the market. This has been effected in the concentrated article now which produces a saving of five-sixths of all the expenses of the ordinary article, and is consequently a most economical and saving equivalent, in fact, to a very large profit.

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W. geor. TOSBY, Bookkeeper, near Gas Wharf.

SALE.
TOBY NOTICE.—BAYLDON'S WINE & LIQUOR continues to give satisfaction. Choice, washed, Blended Champagne, 1840, half an hour, 1s. 5d., will wash 7 dozen delivered. Sold by Mrs. Brown, near the Gas Wharf, and by Mr. Williams, Green-st. 53, Pitt-street; and Mr. Perry, Green-st. 53, Pitt-street.

TO THE PASSENGERS by the Great Britain to New-Sale, Water Colour Drawings, taken on the spot, by Mrs. Sydney Harcourt. Apply to H. GRITTEN, A. R. S. N. 10, Pall Mall.

GRAND DEPOT for the Purchase of Paperhanging at cost prices.

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| Cottage papers, from | 4 | d. |
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| Drawing-room ditto | 2 | 0 |
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A splendid assortment of rich gold and silk papers, an excellent collection of borders.

All the above at the lowest discounts, and of the best quality.

A special reduction made to the trade.

N.B.—First-rate paper hangers, painters, and decorators connected with the establishment.

Coolidge constructed by the late Mr. Ashurst.

A LA VILLE DE PARIS, George-st.

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Sale:
Newcastle coats, boxes, 52 per ton, delivered
at the wharf, 25, 25 1/2
Fishing—Billot only 1000

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- 8000 acres of land, Goulburn
- 11 ditto, Bathurst
- 66 ditto, Cook's River
- 10 ditto, Irishbush
- 140 ditto, George's River
- 67 ditto, Narrabri
- 8 ditto, North Shore
- 50 ditto, Peterborough
- 8 ditto, Waverley
- 16 ditto, ditto
- 4 ditto, Old South Head Road
- 5 ditto, Balmain
- 9 ditto, Canterbury
- 5 ditto, ditto
- 245 ditto, Liverpool Road
- 1 splendid farm, near Macarrie
- 2 small farms, Wollombi

Estimates on the Burwood Estate, Parramatta Road

- 1 ditto various parts of Newtown
- 1 allotment, Old South Head Road
- 1 ditto, Camperdown
- 1 ditto, Darlinghurst
- 1 ditto, Hill-street, Lyons-terrace
- 1 ditto, Botany-terrace, Bu ry Hills
- 1 ditto, Fort-street, near the Flagstaff
- 1 room cottage, Newtown
- 1 ditto family residence, Elizabeth-street
- 1 ditto family burying place, Newtown
- 2 ditto, home, Elizabeth Bay, Pyrmont

1 ditto, suburban residence, Huron, each 1 hour,
with 2000 sq. garden, and 7000 of land
2 ditto house, Cleveland-street, Hurry Hills
3 ditto premises, South Head Road
4 room house, Bay-view-terrace, Woolloomooloo
10 ditto ditto, Stanley-street, Hyde Park
2 ditto ditto, Globe Road
2 ditto ditto, Belmont
3 ditto ditto, Camperdown
5 ditto ditto, Hyde Park
TO BE LET OR LEASE, FROM 1 TO 5 YEARS,
4 room house, Glebe
1 ditto dwelling-house and shop, with workshop,
suitable for a baker, at Woolloomooloo
2 room cottage, Newtown
1 ditto ditto, 2 1/2 miles from town, with 1/2 acres of land
Beautiful family residence, Parramatta River
1 ditto ditto, Hurry Hills
1 ditto ditto, with 1/2 acre of land, Lane Cove
3 ditto ditto, Pitt-street
1 ditto ditto, through-gate, Hurry Hills, furnished
1 ditto ditto, through-gate, Woolloomooloo, furnished
Family residence, North Shore
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For cards to view, apply to ELLMAN and WILLIAMS
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**BEAUTIFUL RESIDENCE OF H
GROVE, BALMAIN**—Private estate will be shown
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The title is good, and the terms will be liberal.

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